

GAU 3738

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PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

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(to be used for all correspondence after initial filing)

Application Number	09/776,394
Filing Date	February 2, 2001
First Named Inventor	Bryan
Group Art Unit	3738
Examiner Name	
Attorney Docket Number	46739/252388

Total Number of Pages in This Submission

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Form PTO 1449 (4 sheets) 92 publications Return Receipt Postcard
<div>Remarks</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Kristin D. Mallatt, Reg. No. 46,895 Kilpatrick Stockton LLP
Signature	<i>Kristin Mallatt</i>
Date	10/3/01

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on this date: <u>Oct. 3, 2001</u>	
Typed or printed name	Emily Guida
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Bryan et al

Serial No.: 09/776,394

Examiner:

Filed: February 2, 2001

Group Art Unit: 3738

For: HUMAN SPINAL DISC PROSHTESIS

Commissioner for Patents
Washington, D.C. 20231

Attorney Docket No. 46739/252388
Date: October 3, 2001

#2
Prior art
S. Buyer
10/12/01

INFORMATION DISCLOSURE STATEMENT

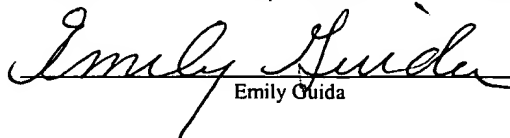
Dear Sir:

In accordance with Rules 56, 97 and 98 of the Rules of Practice in Patent Cases (37 C.F.R. §§ 1.56, 1.97, and 1.98), enclosed is a copy of the reference listed on the attached modified Form PTO-1449.

The undersigned does not concede that any of the identified materials constitute prior art within the meaning of the United States patent laws.

CERTIFICATE OF MAILING (37 CFR 1.8a)

I hereby certify that this correspondence, along with any paper referred to as being attached or enclosed, is being deposited with the United States Postal Service on this 3 day of October, 2001 with sufficient postage as first-class mail in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.


Emily Guida

U.S.S.N.: 09/776,394
Filed: February 2, 2001
Information Disclosure Statement

This Information Disclosure Statement is being filed before the mailing of the first Office Action on the merits (37 C.F.R. 1.97(b)(3)); therefore, no fee is believed to be required.

The Commissioner is hereby authorized to charge the applicable fees, if any, to Deposit Account No. 11-0855.

Respectfully submitted,


Kristin D. Mallatt
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The "Received" stamp of the Patent Office imprinted hereon will acknowledge receipt of:

Applicants:	Bryan et al	
Application No.	09/776,394	Docket No.:
Filing Date	February 2, 2001	46739/252388

PAPERS SUBMITTED:

1. Transmittal Form (PTO/SB/21)
2. Certificate of Mailing
3. Information Disclosure Statement
4. Form PTO 1449 (4 sheet)
5. 92 publications

By: Kristin D. Mallatt, Reg. No. 46,895
Date: October 3, 2001